

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF OKLAHOMA

W. A. DREW EDMONDSON, in his	)	
capacity as ATTORNEY GENERAL OF	)	
THE STATE OF OKLAHOMA and	)	
OKLAHOMA SECRETARY OF THE	)	
ENVIRONMENT, C. MILES TOLBERT,	)	
in his capacity as the TRUSTEE FOR	)	
NATURAL RESOURCES FOR THE	)	
STATE OF OKLAHOMA	)	
PLAINTIFF	)	
vs.	)	05-CV-0329-TCK-SAJ
	)	
TYSON FOOD, INC., et al.	)	
DEFENDANTS	)	
	)	
TYSON FOODS, INC., TYSON	)	
POULTRY, INC., TYSON CHICKEN,	)	
GEORGE'S, INC., GEORGE'S FARMS,	)	
INC., PETERSON FARMS, INC.,	)	
SIMMONS FOODS, INC., AND	)	
WILLOW BROOK FOODS, INC.	)	
	)	
THIRD PARTY PLAINTIFFS,	)	
vs.	)	
	)	
CITY OF TAHLEQUAH, et.al.	)	
Third Party Defendants	)	
and	)	
	)	
CARGILL TURKEY PRODUCTION, LLC.)	)	
Defendant/Third Party Plaintiff	)	
v.	)	
Third Party Defendants	)	

THIRD PARTY DEFENDANT AND CROSS CLAIM  
DEFENDANT, CITY  
OF WATTS' INITIAL DISCLOSURES

For its initial disclosures pursuant to Rule 26a of the Federal Rules of Civil procedure,

the City of Watts submits the following:

1. Name, Address and telephone number of individuals likely to have discoverable information:

Jan Huffman, City Clerk  
P. O. Box 70  
220 Second Street  
Watts, OK 74964  
918-422-5924

Jerry Howell, Mayor  
P. O. Box 70  
220 Second Street  
Watts, OK 74964  
918-422-5924

Darrell King, Superintendent  
Watts Public Works, A Public Trust  
P. O. Box 70  
220 Second Street  
Watts, OK 74964  
918-422-5924

Teresa Jackson, Operator  
Watts Public Works, A Public Trust  
P. O. Box 70  
220 Second Street  
Watts, OK 74964  
918-422-5924

2. City and Public Trust Records are in the possession, custody and Control of the City of Watts and the Watts Public Trust at 220 Second Street, Watts, OK 74964.

3. Damages: The City of Watts, Third Part Defendant and Cross Claim Defendant feel there is no liability on their part. That Third Party Plaintiffs Cerla claim is barred because of Third Party Plaintiff's intentional conduct, that the City of Watts denies any legal or contractual relationship with the Third Party Plaintiffs, that the City of

Tahlequah denies any liability under the federal common law of nuisance and under the Restatement of Torts §886A (3) which does not allow a right of contribution if the Third party Plaintiffs intentionally caused the harm, and that Third Party Plaintiffs has failed to state a claim upon which relief can be granted.

City of Watts, Third Party Defendant and  
Cross  
Claim Defendant

/s/ Jo Nan Allen  
Jo Nan Allen OBA#17563  
219 W. Keetoowah  
Tahlequah, OK 74464  
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E-Mail: [jonanallen@yahoo.com](mailto:jonanallen@yahoo.com)  
Dated: May 4, 2006

#### CERTIFICATE OF SERVICE

I certify that on the 4th day of May, 2006, I electronically transmitted the attached document to the Clerk of the Court using the ECF System for filing and transmittal of a Notice of Electronic Filing to the following ECF registrants.

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Louis Werner Bullock	Dorothy Sharon Gentry	Mark D. Hopson
Angela Cotner	Robert W. George	Kelly S. Hunter Burch
Lloyd E. Cole, Jr.	Tony Michael Graham	Stephen L. Jantzen
John Brian DesBarres	James Martin Graves	Bruce Jones
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J. Stephen Neas  
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Marcus N. Ratcliff  
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Melvin David Riggs  
Randall Eugene Rose  
Patrick Michael Ryan

Robert E. Sanders  
David Charles Senger  
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William Francis Smith  
Colin Hampton Tucker  
John H. Tucker  
R. Pope Van Cleef, Jr.  
Kenneth Edward  
Wagner  
David Alden Walls  
Elizabeth C. Ward  
Sharon K. Weaver  
Timothy K. Webster  
Gary V. Weeks

Adam Scott Weintraub  
Terry Wayen West  
Dale Kenyon Williams  
Edwin Stephen Williams  
Douglas Allen Wilson  
J. Ron Wright  
Lawrence W. Zeringue  
Chris A. Paul  
J. Ron Wright

I hereby further certify that on this 4th day of May, 2006, I mailed a true and correct copy of the above document to the following who are not registered with the ECF System by depositing the same into the United States Mail with proper Postage prepared thereon:

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